

FW 2624

80632RLW  
Customer No. 01333



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Jiebo Luo, et al

DIGITAL IMAGE PROCESSING  
SYSTEM AND METHOD FOR  
EMPHASIZING A MAIN SUBJECT  
OF AN  
IMAGE

Serial No. 09/642,533  
Filed 18 August 2000

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 2624

Examiner: Ishrati Sherali

I hereby certify that this correspondence is being  
deposited today with the United States Postal Service as first class mail in an envelope addressed  
to Commissioner For Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450.

*Gina Marie Schmitt*  
Gina Marie Schmitt  
*October 18, 2006*  
Date

**Response to Requirement for Restriction and Election**

The restriction requirement required restriction to one of:

I. Claims 91, 93-99, 101-106, 121-125, 153-163 drawn to a method and a system for modifying an image having pixels without manual intervention classified class 382, subclass 165.

II. Claims 164-172 drawn to user interface for image modification using manual intervention or user interface, classified in class 715, subclass 700.

In response to the Restriction Requirement Applicant traverses the Restriction Requirement and hereby elects to pursue the invention of Species I. Applicants traverse the characterization of Claims 164-172 as not being drawn to a method for modifying an image having pixels without manual intervention, classified class 382, subclass 165. Claim 164 requires:

"wherein said steps are without manual intervention."

Claims 165-172 depend from Claim 164. Thus, all of the pending claims are drawn to a method and a system for modifying an image having pixels without

manual intervention, classified class 382, subclass 165. Applicants therefore request that the restriction requirement be withdrawn.

The Commissioner is hereby authorized to charge any fees in connection with this communication to Eastman Kodak Company Deposit Account No. 05-0225. *A duplicate copy of this communication is enclosed*

Respectfully submitted,



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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.